

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**SB 659 - HB 1535**

March 15, 2021

**SUMMARY OF BILL:** Requires a teacher to only use supplemental materials that are approved by the State Board of Education (SBE) if the materials were not created by the teacher or a teacher within the school. Authorizes a teacher to submit a request for approval to use supplemental materials. Requires SBE to notify the teacher or local education agency (LEA) if the request is approved or denied and to prepare a list of the approved supplemental materials.

**ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$14,139,700/FY21-22  
\$13,902,700/FY22-23 and Subsequent Years**

Assumptions:

- Of the 68,676 school teachers in Tennessee public schools, 51 percent responded to the Department of Education's 2020 *Teacher Educator Survey*. Those respondents indicated:
  - Fifty-three percent plan using supplemental materials not provided by the district in a typical week;
  - Fifty-one percent teach using supplemental materials not provided by the district in a typical week; and
  - Seventy-nine percent utilize supplemental materials which they either create themselves or find.
- Based on such teacher responses, this analysis assumes that approximately 40 percent, or 27,470 (68,676 x 40.0%) teachers, create supplemental materials themselves; therefore, approximately 41,206 (68,676 – 27,470) utilize supplemental materials which they did not create themselves.
- It is reasonably assumed that teachers creating their own materials will share such materials with other teachers at their same school. Approximately 10 percent, or 4,121 (41,206 x 10.0%), of the remaining teachers will utilize materials made by another teacher at their school.
- Under the proposed language, supplemental materials made by the teacher themselves or created by another teacher at the same school would not need to be reviewed and approved by the SBE.
- It is estimated that each week, each of the 37,085 (41,206 – 4,121) remaining teachers will utilize at least two supplemental materials, in the form of lesson plans, reading materials, student worksheets, or instructional guides, for a total of 74,170 (37,085 x 2)

supplemental materials which will need to be reviewed and approved by the SBE each week.

- Tennessee Code Annotated § 49-6-3004 requires 180 days of classroom instruction, which is approximately 36 weeks.
- The SBE will review approximately 2,670,120 (74,170 weekly submissions x 36 weeks) supplemental materials annually.
- It is assumed that each piece of supplemental material will require an average review time of 10 minutes, for a total of approximately 45 materials reviewed daily per person [(7.5-hour work day x (60 minutes / 10 minutes per review))].
- One full-time employee will be able to review 225 (45 x 5 days) submissions per week; the average employee works approximately 50 weeks per year, which will enable 11,250 (225 x 50) annual reviews per full-time employee.
- The average annual workload will require (2,670,120 / 11,250) 237 full-time employees.
- Each Education Consultant 1 position will increase state expenditures by \$58,661 (\$44,520 salary + \$14,141 benefits), for an increase in state expenditures of \$13,902,657 (\$58,661 x 237) in FY21-22 and subsequent years.
- Each new employee will require computer equipment at an average cost of \$1,000 per unit for an increase in state expenditures of \$237,000 (\$1,000 x 237).
- The total increase in state expenditures is estimated to be \$14,139,657 (\$13,902,657 positions + \$237,000 equipment) in FY21-22; and \$13,902,657 in FY22-23 and subsequent years.

## **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.



Krista Lee Carsner, Executive Director

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